



111203

17414 U.S. PTO

Attorney Docket No. SAM-0270DIV
PATENT22386 U.S. PTO
10/706461

111203

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEMail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Jae-goo Lee

For (title): SEMICONDUCTOR DEVICE
HAVING MULTI-LAYERED
SPACER AND METHOD
OF MANUFACTURING THE SAME1. **Type of Application** This new application is for
a(n)

- ☐ Original (nonprovisional)
- ☐ Design
- ☐ Plant
- ☒ Divisional.
- ☐ Continuation.
- ☐ Continuation-in-part (C-I-P).

2. **Benefit of Prior Application(s)**

- ☒ The new application is a divisional application of U.S. patent application no. 09/994,154, filed on November 26, 2001, which claims priority to Korean patent application 01-6983, filed February 13, 2001.

3. **Papers Enclosed**15 Pages of specification2 Pages of claims1 Page of Abstract8 Sheets of drawings☒ formal☐ informal Page of Cover Sheet

- ☐ The enclosed drawing(s) are photograph(s), and there is also attached a "PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S)." 37 C.F.R. 1.84(b).

CERTIFICATE OF MAILING**37 C.F.R. § 1.10****"Express Mail"** Mailing Label Number EV322656335US

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 11-12-03 Vanessa Marakas

Vanessa Marakas

Vanessa Marakas

Print Name

4. Additional papers enclosed

- ☐ Preliminary Amendment
- ☐ Information Disclosure Statement (37 C.F.R. 1.98)
- ☐ Form PTO-1449 (PTO/SB/08A and 08B)
- ☐ Copies of cited references
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing," computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.
- ☐ Authorization of Attorney(s) to Accept and Follow Instructions from Representative
- ☐ Special Comments
- ☒ Other: Return Postcard.

5. Declaration or oath

- ☒ Enclosed
 - ☐ Unexecuted
 - ☒ Executed by
 - ☒ inventors. The enclosed Declaration is a true copy of the Declaration filed in U.S. patent application serial no. 09/994,154, the parent of the present divisional application.
 - ☐ legal representative of inventor(s).
37 CFR 1.42 or 1.43.
 - ☐ joint inventor or person showing a proprietary interest on behalf of inventor who refused to sign or cannot be reached.
 - ☐ This is the petition required by 37 CFR 1.47 and the statement required by 37 CFR 1.47 is also attached. See item 12 below for fee.
- ☐ Not Enclosed
- ☐ Application is made by a person authorized under 37 C.F.R. 1.41 (c) on behalf of all the above named inventor(s).
 - ☐ Showing that the filing is authorized.

6. Assignment

- ☒ An assignment of the invention to Samsung Electronics Co., Ltd.
 - ☐ is attached. A separate ☐ "COVER SHEET FOR ASSIGNMENT (DOCUMENT) ACCOMPANYING NEW PATENT APPLICATION" or ☐ FORM PTO 1595 is also attached.
 - ☐ will follow.
 - ☒ was filed in parent application U.S. serial no. 09/994,154.

7. Certified Copy

Certified copy(ies) of application(s)

<u>Korea</u>	<u>01-6983</u>	<u>February 13, 2001</u>
Country	Appln. no.	Filed
Country	Appln. no.	Filed
Country	Appln. no.	Filed

from which priority is claimed

- ☐ is (are) attached.
- ☐ will follow.
- ☒ was filed in U.S. Serial No. 09/994,154, the parent of the present U.S. patent application.

8. Fee Calculation (37 C.F.R. 1.16)

CLAIMS AS FILED				
	Number filed		Number Extra	Rate
				Basic Fee 37 C.F.R. 1.16(a) <u>\$770.00</u>
Total				
Claims (37 CFR 1.16(c))	8	- 20 =	0	\$ 18.00
Independent				
Claims (37 CFR 1.16(b))	1	- 3 =	0	\$ 86.00
Multiple dependent claim(s), if any (37 CFR 1.16(d))			+	\$290.00

- ☐ Amendment canceling extra claims is enclosed.
- ☐ Amendment deleting multiple-dependencies is enclosed.
- ☐ Fee for extra claims is not being paid at this time.

Filing Fee Calculation

\$ 770.00

9. Fee Payment Being Made at This Time

☐ Not Enclosed

☐ No filing fee is to be paid at this time.
(This and the surcharge required by 37 C.F.R. 1.16(e) can be paid subsequently.)

☒ Enclosed

☒ Basic filing fee \$ 770.00

☐ Recording assignment
(\$40.00; 37 C.F.R. 1.21(h))
(See attached "COVER SHEET FOR ASSIGNMENT
ACCOMPANYING NEW APPLICATION".) \$ _____

Total fees enclosed \$ 770.00

10. Method of Payment of Fees

☒ Check in the amount of \$ 770.00

☐ Charge Account No. 50-1798 in the amount of \$ _____
A duplicate of this transmittal is attached.

11. Authorization to Charge Additional Fees

☒ The Commissioner is hereby authorized to charge the following additional fees during the entire pendency of this application to Account No. 50-1798.

☒ 37 C.F.R. 1.16(a), (f) or (g) (filing fees)

☒ 37 C.F.R. 1.16(b), (c) and (d) (presentation of extra claims)

☐ 37 C.F.R. 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

☐ 37 C.F.R. 1.17 (application processing fees)

☐ 37 C.F.R. 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 C.F.R. 1.311(b))

12. Instructions as to Overpayment

☒ Credit Account No. 50-1798

☐ Refund

Date: November 12, 2003

Mills & Onello LLP

Eleven Beacon Street, Suite 605

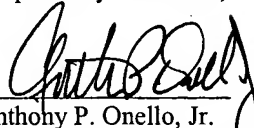
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J:\SAM\0270DIV\DIVapppatentransltr.wpd

Respectfully submitted,



Anthony P. Onello, Jr.

Registration Number 38,572

Attorney for Applicants

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Jae-goo Lee
Filing Date: Herewith
Serial No.: Divisional of U.S. Serial No. 09/994,154, filed November 26, 2001
Title: SEMICONDUCTOR DEVICE HAVING MULTI-LAYERED SPACER
AND METHOD OF MANUFACTURING THE SAME

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10

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11-12-03

Date


Vanessa Marakas

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

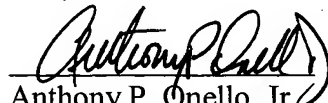
Enclosed herewith for filing in the above-identified patent application please find the following listed items:

1. New Application Transmittal;
2. New Divisional Patent Application;
3. Copy of Executed Declaration, Petition and Power of Attorney;
4. Eight (8) Sheets of Formal Drawings (Figures 1-16);
5. Check in the amount of \$770.00 to cover requisite fee; and
6. Return Postcard.

In connection with the foregoing matter, please charge any additional fees which may be due, or credit any overpayment, to Deposit Account Number 50-1798. A duplicate copy of this letter is provided for this purpose.

Respectfully submitted,

Date: November 12, 2003
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